

**4A-322. Final decree of dissolution of marriage (*with children*).**

STATE OF NEW MEXICO

COUNTY OF \_\_\_\_\_  
\_\_\_\_\_ JUDICIAL DISTRICT

\_\_\_\_\_, Petitioner

v.

No. \_\_\_\_\_

\_\_\_\_\_, Respondent

**FINAL DECREE OF DISSOLUTION OF MARRIAGE<sup>1</sup>**  
*(with children)*

This matter was brought before the court by \_\_\_\_\_  
*(husband's name)* and \_\_\_\_\_ *(wife's name)*, "the parties". The parties have asked the court to end their marriage and enter a Final Decree of Dissolution of Marriage. In addition, the parties have filed a Verified Marital Settlement Agreement ("agreement") that settles the claims related to their marital relationship. The parties have also entered into a Parenting Plan and Child Support Obligation ("parenting plan") that sets out the custody and child support of their [child] [children]. This court has considered the parties' agreement and the parenting plan, and finds the parties' agreement and requests to be reasonable.

**THIS COURT FINDS AND CONCLUDES:**

1. The court has jurisdiction over the parties, the [child] [children] and the subject matter of this action.

2. The parties are entitled to a Final Decree of Dissolution of Marriage on grounds of incompatibility.
3. The parties have sworn, under oath, that the agreement and the parenting plan are complete, true and correct.
4. The parties have sworn, under oath, that the agreement divides all known property and debt of the parties, settles their rights and obligations and is fair.
5. The filed parenting plan determines custody and child support of the parties' minor [child] [children]. The parties have sworn, under oath, that the parenting plan is in the best interest of the children.
6. *(Judge to complete.)*  
☐ The child support guidelines are appropriate in this case.  
or  
☐ The child support guidelines are unjust or inappropriate in this case because they result in substantial hardship. It is appropriate to deviate from the child support guidelines in this case.

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:**

1. The marriage of husband and wife is dissolved on the grounds of incompatibility.
2. *(Judge to complete as appropriate.)*  
☐ Husband ☐ Wife is ordered to pay child support in the amount of \_\_\_\_\_  
to the other parent.

3. *(Judge to complete as appropriate.)*

☐ The parties have joint custody of the [child] [children].

or

☐ Father ☐ Mother is the sole custodian of the [child] [children].

4. The parties are ordered to comply with the terms of the Verified Marital Settlement Agreement and the Parenting Plan and Child Support Obligation, the terms of which are incorporated here by reference.

5. This case is now closed. However, the court will have continuing jurisdiction over issues relating to the [child] [children] of the marriage until the [child reaches] [children reach] the age of majority as provided by law.

\_\_\_\_\_  
Date

\_\_\_\_\_  
District court judge

When I sign here, I am telling the judge that I have read this document and agree with everything in it. I state, upon oath, that this document, and the statements in it, are true and correct as far as I know and believe.

\_\_\_\_\_  
Husband's signature

\_\_\_\_\_  
Wife's signature

Address: \_\_\_\_\_  
\_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Telephone: \_\_\_\_\_

Telephone: \_\_\_\_\_

**USE NOTE**

1. This form may need to be modified if the parties have agreed to divide a retirement or pension plan. The parties should consult with their retirement plan prior to preparing this order.

[Approved, effective November 15, 2002.]